

## Proffer of Facts

Had this case proceeded to trial, the government would have proven the following beyond a reasonable doubt.

On October 19, 2011, defendant Delron Atchison, aka Dale or Hump, and one Vincnet Gray traveled by car together to the vicinity of the Congress Heights Metrorail Station. Also in the car were two young women. When they got to the area of the metrorail station, the defendant and Gray got out of the car. A few minutes later both of them engaged in a physical fight with one Demetrius Thompson. After the fight the defendant and Gray returned to the car and left the area along with the same two young women.

The group drove together to the 2300 block of Hartford Street, S.E., Washington, D.C., where they parked the car. Over the next approximately 20 to 30 minutes, the defendant and Gray arranged to get possession of at least one firearm, which they intended to use to shoot and kill Mr. Thompson. The defendant was personally aware of Gray's intention to shoot and kill Mr. Thompson, or to assist the defendant in doing so.

At approximately 11:45 p.m., the defendant and Gray, armed collectively with at least one loaded handgun, walked from the 2300 block of Hartford Street to the 2200 block of Alabama Avenue, S.E., Washington, D.C., for the purpose of finding Mr. Thompson. Once they got to that block they saw a W4 Metrobus traveling toward them on Alabama Avenue, and observed it stop in the area of 2125 Alabama Avenue. Gray boarded the bus through the front door looking for Mr. Thompson. Upon spotting Mr. Thompson sitting on the right side of the bus, near the back door, Gray stated, in a loud voice, "Get off the bus; don't make a scene," and also signaled to the defendant. The defendant then immediately boarded the bus and walked down the aisle toward the rear. As the defendant walked down the aisle, Gray followed immediately behind him. When the defendant got within a few feet of Mr. Thompson, he drew a 9 mm caliber handgun and pointed it at Mr. Thompson, and in the general direction of other passengers on the bus including one Ricky Arrington, one Antony Walker, and one Edward Black, each of whom saw the handgun and became fearful that the defendant might shoot him. After a few moments, the defendant fired the handgun two times, striking Mr. Thompson with both shots. The defendant and Gray then immediately fled out the back door of the bus, and then fled the area on foot.

Mr. Thompson succumbed to his wounds approximately one to two hours thereafter.

Defendant's Acknowledgment

I have read and discussed the government's proffer of facts with my attorney, Dorsey Jones, Esquire. I agree and acknowledge by my signature that the proffer is true and correct.

date: 10/4/12

Delron Atchison  
Delron Atchison, defendant

date: 10/4/12

Dorsey Jones  
Dorsey Jones, Esquire  
Counsel for defendant Delron Atchison